



14937
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Annaliesa S. Anderson, et al.		
Serial No.:	10/564,458	Case No.:	21569YP
Filed:	January 12, 2006		
For:	POLYPEPTIDES FOR INDUCING A PROTECTIVE IMMUNE RESPONSE AGAINST STAPHYLOCOCCUS AUREUS		

Art Unit:

Examiner:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CORRECTED FILING RECEIPT

Dear Sir:

Applicants request a corrected filing receipt for Filing Receipt Confirmation No. 7338, dated April 28, 2006. The filing receipt should provide a filing date of January 12, 2006. A red-lined corrected version of the Filing Receipt is enclosed

Also enclosed is a copy of the Express Mail receipt, Transmittal Letter, postcard submitted with the application, and a Track & Confirm printout indicating a delivery January 13, 2006. The USPTO stamped the postcard with a date of January 11, 2006. However, the date of January 11, 2006 is not consistent with the postal service delivery date and date noted by the applicants. The Express Mail receipt and Transmittal Letter both provide a date of January 12, 2006; and applicants provided a date of January 12, 2006 on the postcard.

37 C.F.R. 1.8 Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450, on the date appearing below.

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By Shel Heber

Date 6-13-06

Sheldon O. Heber

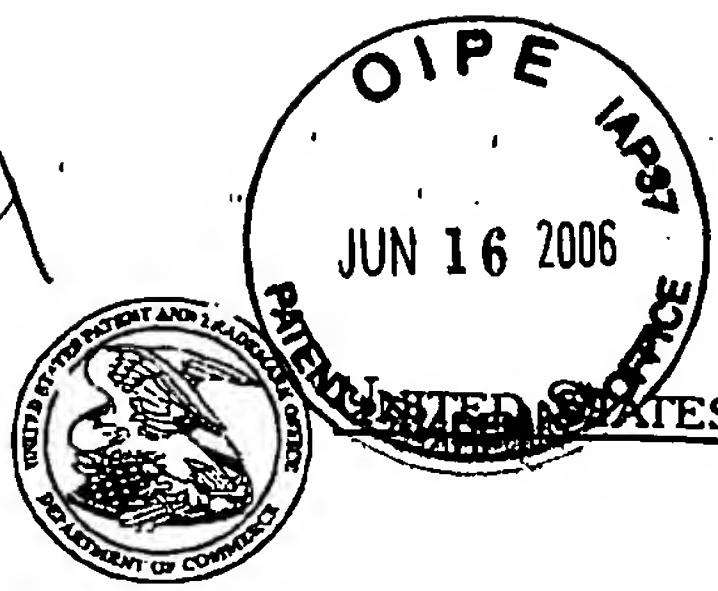
Serial No.: 10/564,458
Case No.: 21569YP
Page - 2 -

Applicants respectfully take the position that this was a USPTO oversight. However, if it is determined to be the applicants' oversight, please charge the appropriate fee for issuance of the corrected filing receipt to Deposit Account No. 13-2755. Please credit any overpayment or charge any fee deficiency to Deposit Account No. 13-2755.

Respectfully submitted,

By SH OH
Sheldon O. Heber
Reg. No. 38,179
Attorney for Applicants

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/564,458	01/11/2006 01/12/2006	1645	2300	21569YP	29	32	6

000210
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CONFIRMATION NO. 7338
FILING RECEIPT



OC000000018644674

Date Mailed: 04/28/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Annaliesa S. Anderson, Doylestown, PA;
Kathrin Ute Jansen, South San Francisco, CA;
Rosemarie Kelly, Westfield, NJ;
Loren D Schulz, Harleysville, PA;
Donna L Montgomery, Chalfont, PA;
William L McClements, Doylestown, PA;

Power of Attorney: The patent practitioners associated with Customer Number 000210.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US04/23523 07/22/2004
which claims benefit of 60/489,840 07/24/2003
and claims benefit of 60/520,115 11/14/2003

Foreign Applications

If Required, Foreign Filing License Granted: 04/28/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/564,458**

Projected Publication Date: 08/10/2006

Non-Publication Request: No

DO NOT PUBLISH

MAY 04 2006

U.S. PATENT AND TRADEMARK OFFICE

Sott

IAP3 Rec'd POMPU 11 JAN 2000

24569

THE PATENT & TRADEMARK OFFICE ACKNOWLEDGES, AND HAS
STAMPED HEREON, THE DATE OF THE RECEIPT AND THE ASSIGNED
SERIAL NUMBER OF THE FOLLOWING PATENT APPLICATION:

CASE NUMBER	DATE	ATTORNEY	EXPRESS MAIL <input type="checkbox"/>
21569YP	01/12/06	S.O. Heber	EV321989186US
TITLE POLYPEPTIDES FOR INDUCING A PROTECTIVE IMMUNE RESPONSE AGAINST STAPHYLOCOCCUS AUREUS 404264459			
INVENTORS Annaliesa S. Anderson, Kathrin Ute Jansen, Rosemarie Kelly, Loren D. Schultz, Donna L. Montgomery, William L. McClements 404264459			
NO. OF PAGES	NO. OF CLAIMS	PAGES OF DRAWING	
	32		
DECLARATIONS 1 Signed - 6 Signatures/4 pgs.		ACCOUNT CHARGE 13 - 2755 \$ 2,300.00	

F1071.3 REV.9/93

Preliminary Amendment / Seq. Listing Statement/Di



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U. S. PATENT AND TRADEMARK OFFICE U.S. DEPARTMENT OF COMMERCE		ATTORNEY / DOCKET NUMBER 21569YP
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
PCT/US2004/023523	July 22, 2004	July 24, 2003
TITLE OF INVENTION POLYPEPTIDES FOR INDUCING A PROTECTIVE IMMUNE RESPONSE AGAINST STAPHYLOCOCCUS AUREUS		
APPLICANT(S) FOR DO/EO/US Annaliesa S. Anderson, Kathrin Ute Jansen, Rosemarie Kelly, Loren D. Schultz, Donna L. Montgomery, William L. McClements		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none">1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.3. <input type="checkbox"/> This is an express request to begin national examination procedures [35 U.S.C. 371(f)]. The submission must include items (5), (6), (9) and (21) indicated below.4. <input type="checkbox"/> The US has been elected (PCT Article 31).5. <input checked="" type="checkbox"/> A copy of the International Application as filed [35 U.S.C. 371(c)(2)]<ol style="list-style-type: none">a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).b. <input type="checkbox"/> has been communicated by the International Bureau.c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).6. <input type="checkbox"/> An English language translation of the International Application as filed [35 U.S.C. 371(c)(2)].<ol style="list-style-type: none">a. <input type="checkbox"/> is attached heretob. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)].<ol style="list-style-type: none">a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).b. <input type="checkbox"/> have been communicated by the International Bureau.c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.d. <input type="checkbox"/> have not been made and will not be made.8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)].9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)].10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)].		
Items 11 to 20 below concern other document(s) or information included:		
<ol style="list-style-type: none">11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.13. <input checked="" type="checkbox"/> A preliminary amendment.14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.15. <input type="checkbox"/> A substitute specification.16. <input type="checkbox"/> A power of attorney and/or change of address letter.17. <input checked="" type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C.154(d)(4).19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C.154(d)(4).20. <input checked="" type="checkbox"/> Other items or information: Sequence Listing Statement		

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)	INTERNATIONAL APPLICATION NO.	ATTORNEY'S DOCKET NUMBER	
	PCT/US2004/023523	21569YP	
The following fees are submitted:		CALCULATIONS PTO USE ONLY	
21. <input checked="" type="checkbox"/> Basic national fee.....		\$300 \$300.00	
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 All other situations.....\$200		\$200.00	
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 Search fee [37 CFR 1.445(a)(2)] has been paid on the international application to the USPTO as an International Searching Authority.....\$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB\$400 All other situations.....\$500		\$100.00	
TOTAL OF 21, 22 and 23=		\$600.00	
<input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.			
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Independent Claims	6 - 3 =	3	X \$200.00
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TOTAL NATIONAL FEE		=	\$2,300.00
Fee for recording the enclosed assignment [37 CFR 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.		+ \$40.00	
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NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b)] must be filed and granted to restore the International Application to pending status.			
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<u>Sheldon O. Heber</u> NAME			
<u>38,179</u> REGISTRATION NUMBER			
DATE: <u>January 12, 2006</u>			
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**Page 1A of TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING
A FILING UNDER 35 U.S.C. 371**

Attorney Docket No.: 21569YP

International Appln No.: PCT/US2004/023523

International Filing Date: July 22, 2004

Priority Date: July 24, 2003

Title: POLYPEPTIDES FOR INDUCING A PROTECTIVE
IMMUNE RESPONSE AGAINST STAPHYLOCOCCUS
AUREUS

Inventors: Annaliesa S. Anderson
Katherine Ute Jansen
Rosemarie Kelly
Loren D. Schultz
Donna L. Montgomery
William L. McClements

EXPRESS MAIL CERTIFICATE

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